

January 11, 1984

LB 13

Nebraska. They are under the South balcony. Will you stand and be recognized please. I would also like to recognize one of our former colleagues, also a former Representative of the United States. It happens to be John Cavanaugh. Will you stand and be recognized, John. Welcome back. Senator Marsh is next. She is not here. Senator Kilgarin is next. Oh, Senator Marsh is here.

SENATOR MARSH: Senator Clark and members of the Legislature, I rise to oppose the kill motion. We have picked up for Senator Haberman and many other areas of the state the costs which are doubly borne by some of the citizens of Nebraska. Fairness says LB 13 is long overdue. Fairness says we ought to be all supporting this proposal so that all the citizens of the state may share fairly in the costs of supporting our court systems. Senator Haberman may have a problem with his law enforcement in one of his counties but that is not a reason for the state to shirk its responsibility longer. I oppose the kill motion. I stand to support LB 13 and help it along the way to Final Reading. Thank you for listening.

SENATOR CLARK: Senator Landis.

SENATOR LANDIS: I call the question, Mr. Speaker.

SENATOR CLARK: I don't think I can take that yet. Senator Kilgarin hasn't spoken on it and it is her bill. Senator Kilgarin.

SENATOR KILGARIN: Thank you, Senator Clark. I would just like to address some of the questions that were raised by Senator Haberman and Senator Nichol. Initially Senator Nichol raised the point regarding municipal courts in Scottsbluff and the police magistrates. Senator Nichol, back in 1971, Senator Carpenter did introduce a bill that would have created a municipal court in Scottsbluff. That bill was found unconstitutional because it was only for Scottsbluff, only for first class cities with a population of 30,000 or over and it was decided that that was an unfair classification so it was found unconstitutional. So you really never did have a muny court, and then with regard to your question about police magistrates, they never did become a municipal court. They were absorbed by the county